IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF TENNESSEE WESTERN DIVISION

FILED 8Y 49 D.C. 05 NOV 29 AM 8: 42

THOWAS M. GOULD CLERK, U.S. DISTRICT COURT WID OF THE REPORTS

UNITED STATES OF AMERICA

Plaintiff

VS.

CR. NO. 05-20132-D

DAVID ALANIS

Defendant.

ORDER ON CONTINUANCE AND SPECIFYING PERIOD OF EXCLUDABLE DELAY AND <u>SETTING</u>

This cause was set for a report date on November 17, 2005. Counsel for the defendant filed a motion requesting a continuance of the December 5, 2005 trial date in order to allow for additional preparation in the case.

The Court granted the motion and reset the trial date to January 3, 2006 with a report date of Thursday, December 15, 2005, at 9:00 a.m., in Courtroom 3, 9th Floor of the Federal Building, Memphis, TN.

The period from December 16, 2005 through January 13, 2006 is excludable under 18 U.S.C. § 3161(h)(8)(iv) because the ends of justice served in allowing for additional time to prepare outweigh the need for a speedy trial.

IT IS SO ORDERED this 28-10 day of November, 2005.

BERNICE B. DONALD

UNITED STATES DISTRICT JUDGE



This document entered on the popular shout in Jumph and with Rule SS and/or 32(b) FRCrP on 1129 05



Notice of Distribution

This notice confirms a copy of the document docketed as number 51 in case 2:05-CR-20132 was distributed by fax, mail, or direct printing on November 29, 2005 to the parties listed.

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Honorable Bernice Donald US DISTRICT COURT